

*United States Court of Appeals  
for the Tenth Circuit*

**NOVEMBER 2004 SESSION**

**DENVER, COLORADO**

**TUESDAY, NOVEMBER 16, 2004**

**COURTROOM I**

**9:00 a.m.**

02-9582	INS	Noureddine Chaib, Petitioner v. John Ashcroft
04-2006	NM	Elliott Industries Limited Partnership, etc., Appellant v. Amoco Production, et al.; Conoco, Inc., etc., Defendant-Counter-claimant -Appellee; Patrick H. Lyons, etc., et al., Amici Curiae
04-2014	NM	Elliott Industries Limited Partnership, etc. v. Amoco Production, et al.; Conoco, Inc., etc., Defendant-Counter-claimant-Appellee; Laura Dichter, et al., Appellants ( <b>Submitted on the Briefs</b> )
03-2276	NM	Gina L. Miller, Appellant v. Automobile Club of New Mexico, Inc., etc.
03-1471	CO	Dee Norris, Appellant v. Baxter Healthcare Corporation
03-1275	CO	Robert W. Schrier, M.D., Appellant v. University of Colorado, et al; American Association of University Professors, Amicus Curiae

October 7, 2004

**TUESDAY, NOVEMBER 16, 2004**

**COURTROOM II**

**9:00 a.m.**

04-2077	NM	United States of America, Appellant v. Michael Stewart-Poppelsdorf
04-2044	NM	United States of America v. Kenneth Randall Markey, Appellant
03-2189	NM	United States of America v. Juan Carlos Herrera, Appellant
03-2290	NM	United States of America, Appellant v. Delinda Dee Barela, a/k/a Blue Eyes
04-4153	UT	Utah Environmental Congress, Appellant v. Bureau of Land Management, etc., et al; State of Utah, Division of Oil, Gas and Mining, Amicus Curiae
03-4280	UT	Allan T. Cummings, etc., Appellant v. Gale Norton, Secretary of the Department of Interior

**TUESDAY, NOVEMBER 16, 2004**

**COURTROOM III**

**9:00 a.m.**

04-9573	INS	Concepcion Padilla-Caldera, Petitioner v. John Ashcroft, etc.
03-1470	CO	Denver Justice and Peace Committee, Inc., et al. v. City of Golden, et al., Defendants; Anthony Ortiz, an officer with the Denver Police Department, etc., Appellant
04-5016	NOK	United States of America v. Morgan Earl Windrix, Appellant
04-5020	NOK	United States of America v. David Allen Westcoff, Appellant
04-5021	NOK	United States of America v. Charles Arnold Mook, Appellant
04-5053	NOK	United States of America v. Tonya Stevens, Appellant

**TUESDAY, NOVEMBER 16, 2004**

**COURTROOM IV**

**9:00 a.m.**

03-6283	WOK	First American Kickapoo Operations, L.L.C., etc., Appellant v. Multimedia Games, Inc., a Texas corporation
04-6011	WOK	United States of America v. George Ted Lin, Appellant
04-6016	WOK	United States of America v. Chen Liang Kuo, Appellant
04-2000	NM	United States of America v. Quincy Lamont Vanhook, Appellant
04-2042	NM	United States of America v. Isauro Samora-Sanchez, Appellant

**WEDNESDAY, NOVEMBER 17, 2004**

**COURTROOM I**

**9:00 a.m.**

03-4179) 03-4189)	UT	Pro Axess, Inc., Appellant v. Sporoptic Pouilloux, Inc., et al. (Cross-appeals)
03-4251	UT	Utah Environmental Congress, Appellant v. Dale Bosworth, as Chief of the Forest Service, et al.
03-1290	CO	Mactec, Inc., a Colorado corporation, Appellant v. Steven Gorelick, etc.
03-1378	CO	Mactec, Inc., a Colorado corporation, Appellant v. Steven Gorelick, etc.
03-1424) 03-1443)	CO	United States of America, ex rel. Theresa Jimenez, et al., Appellants v. Health Net, Inc., as successor in interest to Foundation Health Systems, Inc., etc., et al. (Cross-Appeals)
04-2062	NM	Rick Cortez, et al. v. John McCauley, et al., Appellants

**WEDNESDAY, NOVEMBER 17, 2004**

**COURTROOM II**

**8:15 a.m.**

02-1512 CO Carolina Casualty Insurance Company, et al., Appellants v. Pinnacol Assurance;  
American Association of People with Disabilities, et al., Amici Curiae

**9:00 a.m.**

02-9554) INS Mamady Sylla, Petitioner v. John Ashcroft  
03-9564)

03-9609) NLRB Public Service Company of Colorado, Petitioner v. National Labor Relations  
03-9615) Board; International Brotherhood of Electrical Workers Local 111, etc.,  
Intervenor (Cross-Appeals)

03-2169 NM Stuart L. Stein, et al., Appellants v. Legal Advertising Committee of the  
Disciplinary Board, et al.

03-2302 NM Mary J. C. Garcia, Appellant v. Donald Rumsfeld, Secretary, Department of  
Defense

03-1462 CO Robert Donchez, Appellant v. Coors Brewing Company, etc., et al.

04-8030 WY Joan Lawrence, Appellant v. City of Rawlins, Wyoming, etc., et al.

**WEDNESDAY, NOVEMBER 17, 2004**

**COURTROOM III**

**9:00 a.m.**

04-6033	WOK	United States of America v. Sonny Lee Tran, Appellant
04-6055	WOK	United States of America v. Nga Tran, a/k/a Tonya Tran, Appellant (Submitted on the Briefs)
04-6005	WOK	United States of America v. Huong Muessig, a/k/a Alice Muessig, Appellant (Submitted on the Briefs)
04-3103	KS	Thomas O'Connor, et al., Appellants v. Washburn University, et al.
03-2146	NM	Jennifer Furaus, Appellant v. Citadel Communications Corporation, a foreign corporation
03-2265) 03-2274) 03-2304)	NM	Deanne Whatley Chavez v. Thomas & Betts Corporation, et al., Appellants

**WEDNESDAY, NOVEMBER 17, 2004**

**COURTROOM IV**

**9:00 a.m.**

03-9004	TAX	Lisa B. Williams, Petitioner v. Commissioner of Internal Revenue
04-3081	KS	Administrative Committee of the Wal-Mart Associates Health and Welfare Plan v. Melvin Willard, Appellant
04-4060	NM	L.C., et al., etc, Appellants v. Utah State Board of Education, et al.
03-2193	NM	Tommy Turner, Appellant v. Lawrence Tafoya, Warden, Southern New Mexico Correctional Facility
04-8022	WY	Jaimee Lee Mena, Appellant v. Safeco Insurance Company, et al.
03-3307) 04-3073)	KS	Richard Miller v. Eby Realty Group, LLC, Appellant; Equal Employment Opportunity Commission, Amicus Curiae



**THURSDAY, NOVEMBER 18, 2004**

**COURTROOM I**

**9:00 a.m.**

03-1480	CO	United States of America v. Abraham Barragan, a/k/a “Abran,” etc., Appellant
04-2010	NM	Patrick Baca, Appellant v. David Sklar, et al.
03-1532	CO	Wayne M. Wolberg, Appellant v. AT&T Broadband Pension Plan, et al.
03-1185	CO	Gerald Allen, Appellant v. Larry Reed, et al.
04-1092	CO	Stanley C. Mowry, Appellant v. United Parcel Service

**THURSDAY, NOVEMBER 18, 2004**

**COURTROOM II**

**9:00 a.m.**

02-7133	EOK	Jack Young, et al., Appellants v. United States of America, et al.
03-9617) 04-9518) 04-9519)	FCC	Qwest Communications International Inc., et al., Petitioners v. Federal Communications Commission, et al; Verizon, et al., Intervenors; National Association of State Utility Consumer Advocates, Amicus Curiae
04-2009	NM	Crystal Hayes, etc., et al., Appellants v. Jimmy A. Garcia, etc., et al.
04-1142	CO	Joseph B. McGee, Appellant v. Federal Bureau of Prisons, et al.
04-2028	NM	Bennie Maestas, et al., Appellants v. David A. Sugura, et al.
04-4017	UT	Microsoft, a Washington corporation v. MBC Enterprises, etc., et al., Appellants

**THURSDAY, NOVEMBER 18, 2004**

**COURTROOM III**

**9:00 a.m.**

03-2287	NM	Cynthia Orr, et al., Appellants v. City of Albuquerque, et al.
03-5161	NOK	In re Commercial Financial Services, Debtor; Houlihan Lokey Howard & Zukin Capital, Appellant v. Unsecured Creditors' Liquidating Trust, et al.
03-5172	NOK	Betina L. Tillman, Personal Representative of the Estate of Felipe M. Tillman, Deceased Appellant v. Camelot Music, Inc.
03-6316	WOK	William A. Strong, et al., Appellants v. Donald D. Laubach; Michael Dobrinski, et al., Garnishees
04-1065	CO	Appgate Network Security AB ("ANS"), a Swedish corporation v. Alfred Moresi, Appellant
04-1019	CO	Robert Stone, Appellant v. Denver International Airport, etc., et al.

**THURSDAY, NOVEMBER 18, 2004**

**COURTROOM IV**

**9:00 a.m.**

03-2300	NM	Team Tires Plus, Ltd., etc., Appellant v. Tires Plus, Inc., etc.
03-3197	KS	Gina Bauer, et al., Appellants v. Muscular Dystrophy Association, Inc.
03-3353	KS	Freightquote.com, Inc., Appellant v. Hartford Casualty Insurance Company
03-3052	KS	Earl Johnson v. ABLT Trucking Co., Inc., et al., Appellants
04-3009	KS	Eloy Rios, Appellant v. James Zigler, etc.
03-3133	KS	John Goss, Appellant v. Michael Nelson, Warden, et al.

**FRIDAY, NOVEMBER 19, 2004**

**COURTROOM I**

**8:30 a.m.** (mountain time)

03-4243	UT	United States of America v. Ernest Glenn Ambort, Appellant* ( <b>Video Argument</b> )
03-4249	UT	United States of America v. John Benson, Appellant* ( <b>Video Argument</b> )
04-4001	UT	United States of America v. Omar Ceballos Villasenor, Appellant* ( <b>Video Argument</b> )
04-4046	UT	United States of America v. Gerardo Thomas Garza, a/k/a Jerry Garcia, Appellant* ( <b>Video Argument</b> )
04-4051	UT	United States of America v. Jonathan James Munro, Appellant* ( <b>Video Argument</b> )
04-4009	UT	United States of America v. Jeffery Porter, a/k/a Jeff Borter, etc., Appellant* ( <b>Video Argument</b> )

**\*Counsel will argue via video teleconferencing from Salt Lake City, Utah site.**

**FRIDAY, NOVEMBER 19, 2004**

**COURTROOM II**

**8:30 a.m.**

04-3113	KS	United States of America v. John Stevens Hauk, Appellant
04-3118	KS	United States of America v. David C. Wittig, Appellant
04-3084	KS	United States of America v. Clinton Odell Weidner, II, Appellant
04-3164	KS	United States of America v. Claro Rivera-Nevarez, Appellant
04-8021	WY	United States of America v. Pete Magallanez, Appellant
03-8103	WY	United States of America v. Edgar Luna-Santana, Appellant

**FRIDAY, NOVEMBER 19, 2004**

**COURTROOM III**

**8:30 a.m.**

04-8039	WY	United States of America v. Collette Elizabeth Bradford, Appellant
04-8026	WY	United States of America v. John Spencer Hurt, Appellant
04-1116	CO	United States of America v. Bruce Willis Rickey, Appellant
04-1062	CO	United States of America v. Bryan James Dennison, Appellant
03-1516	CO	United States of America v. Juan Guiterrez-Casillas, Appellant (Submitted on the Briefs)

**FRIDAY, NOVEMBER 19, 2004**

**COURTROOM IV**

**8:30 a.m.**

04-9515	INS	Paula Sharon Ekasinta, Petitioner v. John Ashcroft, etc.
03-2151) 03-2177)	NM	United States of America v. Stanely Howard Sims, Appellant (Cross-Appeals)
04-2046	NM	United States of America v. Carla Lynn Clifton, Appellant
03-2091	NM	United States of America v. Victor Lindsey, Appellant
03-2310	NM	United States of America v. Julian Rodriguez-Herrera, etc., Appellant